

Not entered

I, Alexander Zinchuk, residing at 340 East 74th Street,
New York, New York 10021 declare that:

I am proficient in the English and German languages.

I have carefully made the attached translation from the
International Preliminary Examination Report, issued in
International Application No. PCT /EP03/03736 written
in the German language;

The attached translation is a true and correct English
version of such original, to the best of my knowledge and belief.

I further declare that all statements made herein on my
own knowledge are true and that all statements made on the
information and belief are believed to be true; and further that
these statements were made with the knowledge that willful false
statements and the like so made are punishable by fine or
imprisonment, or both under Section 1001 of Title 18 of the
United States Code and that such willful false statements may
jeopardize the validity of the application or any registration
resulting therefrom.

Alexander Zinchuk

Alexander Zinchuk

Dated: October 12, 2004

DT-6911

PCT/EP03/03736

INTERNATIONAL PRELIMINARY EXAMINATION REPORT**I. Basis of the Report**

This report has been drawn on the basis of (substitute sheets which have been furnished to the receiving Office in response to invitation under Article 14 are referred in this report as "originally filed" and are not annexed to the report since they do not contain amendments):

Description, pages

1-8 filed on July 14, 2004 by telecopier

Claims, Nos.

1-7 filed on July 14, 2004 by telecopier

Drawings, Sheet

1/4 as originally filed

V. Reasoned Statement under Article 35(2) with Regard to Novelty, Inventive Step and Industrial Applicability; citations and explanation supporting such statement.

1. Statement

Novelty	Claims 5-7	Yes
	Claims 1-4	No
Inventive Step	Claims 1-7	No
Industrial Applicability	Claims 1-7	Yes

2. Citation and Explanations

See attachment

ATTACHMENT

To §5

Reasoned Statement under Article 35(2) with Regard to Novelty, Inventive Step and Industrial Applicability; citations and explanation supporting such statement.

The reference is made to the following document:

D1: DE 937 321 C (Internal Hong Stability Co.), January 5, 1956 (1956-01-05)

The foregoing application does not meet the requirements of article 33(1) PCT because the subject matter of claim 1 is not new within the meaning of article 33(2) PCT.

Document D1 discloses (references in parenthesis relate to this document):

Supply line (10) for supplying or charging of coating application devices of a coating system, in particular the paint application device of a painting system with coating means such as, for example, paint, from one or a plurality of coating means containers or reservoirs, wherein the supply line (10) has a valve device (14) which makes it possible that the coating means volume present in the supply line (10) is displaced counter to the direction of flow back into a coating means container or

into a supply line, and the supply line (10) consists of a flexible, radially compressible hose (13), and this hose (13) is surrounded by a jacket hose or jacket tube (10), wherein the interstitial space between the flexible hose (13) and the jacket hose or jacket tube (10) is impinged with a pressure medium by means of at least one valve device (14) connected with the interstitial space, and the supply line (10) can be compressed radially by application of a pressure medium on the external periphery, so that the coating means passage cross-section is minimized and any coating means volume present in the supply line is forced out, and wherein the valve device (14) for impinging the interstitial space between the jacket hose or jacket tube (13) and supply line (10) relative to the direction of flow of the coating means is arranged in the zone of the end (11) of the supply line, and impinging of the interstitial space is done with a pressure medium against the direction of flow of the coating means at the time of application of the coating means.

Therefore, the subject matter of claim 1 cannot be considered new.

Document D1 also disclose a supply line suitable for use described in the application:

The valve device (14) enables material flow in two directions (see page 3, lines 94-103).

The end (12) of the supply conduit is suitable for connection with e.g., a coating means container (see, e.g., page 2, lines 77-82).

2. The defendant claims 2-7 contain no features which in combination with the features of any claim on which they depend, would meet the requirements of PCT with respect to novelty and inventive activity, see, e.g., document D1.